

**Town Board Minutes**  
(Municipal Review Committee )

**Meeting**  
**No. 35**

**Special Meeting**

**December 3, 2007**

# Town Board Minutes

December 3, 2007

Meeting No. 35

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 3<sup>rd</sup> day of December 2007, at 6:30 PM and there were

**PRESENT:** DANIEL AMATURA, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR  
JOHN GOBER, PLANNING BOARD MEMBER  
LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER  
STANLEY KEYSA, PLANNING BOARD CHAIRMAN

**ABSENT:** REBECCA ANDERSON, PLANNING BOARD MEMBER  
STEVEN SOCHIA, PLANNING BOARD MEMBER  
MELVIN SZYMANSKI, PLANNING BOARD MEMBER

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
GEORGE PEASE, ASSISTANT BUILDING INSPECTOR  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

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## **PURPOSE OF MEETING:**

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for three (3) actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE  
BUFFALO - LANCASTER AIRPORT SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Lancaster Airport project matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed actions, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 6 acres.

The location of the premises being reviewed is situate at 4343 Walden Avenue, County of Erie, Lancaster, New York.

The project is described as the following:

1. construct, mark and light a partial parallel taxiway (western portion) to runway 8/26 (approx. 2,000'x35'), including associated drainage. This is an unlisted action.
2. acquire land in fee simple title (approx. 6 acres  $\pm$ ) for the extension of runway 8/26. This is a Type II action.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIAK  
WHO MOVED ITS ADOPTION, SECONDED BY  
PLANNING BOARD MEMBER GOBER, TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
BUFFALO - LANCASTER AIRPORT SITE PLAN  
NEGATIVE DECLARATION**

## REASONS SUPPORTING DETERMINATION

### FINDINGS STATEMENT - PROJECT IMPACTS

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.  
**No significant adverse effects noted**
  - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.  
**No significant adverse effects noted**
  - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.  
**No significant adverse effects noted**
  - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.  
**No significant adverse effects noted**
  - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.  
**A limited amount of growth is anticipated, thereby effecting a small to moderate impact.**
  - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.  
**No significant adverse effects noted**
  - C.7 Other impacts (including changes in use of either quantity or type of energy).  
**No significant adverse effects noted**
- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).

- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_

Robert H. Giza, Supervisor  
Town of Lancaster

SEAL

December 3, 2007

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

December 3, 2007

**IN THE MATTER OF THE SEQR REVIEW OF THE  
WILSON FARMS SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Wilson Farms site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately three (3) acres.

The location of the premises being reviewed is situate at 6657 Transit Road, County of Erie, Lancaster, New York

THE FOLLOWING RESOLUTION WAS OFFERED BY  
PLANNING BOARD MEMBER KORZENIEWSKI  
WHO MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
WILSON FARMS SITE PLAN  
NEGATIVE DECLARATION**

**REASONS SUPPORTING DETERMINATION  
FINDINGS STATEMENT - PROJECT IMPACTS**

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type I threshold in 6 NYCRR, Part 617.4.
- B. The action will not receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
  - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
    - It is noted that surface runoff will have to go through an oil-water separator by the station operator, therefore a small to moderate impact is indicated.
  - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character  
**No significant adverse effects noted**
  - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.  
**No significant adverse effects noted**
  - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.  
**No significant adverse effects noted**
  - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.  
**No significant adverse effects noted**
  - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.  
**No significant adverse effects noted**
  - C.7 Other impacts (including changes in use of either quantity or type of energy).  
**No significant adverse effects noted**
- D. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).
- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_  
Robert H. Giza, Supervisor  
Town of Lancaster

SEAL

December 3, 2007

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

December 3, 2007



**IN THE MATTER OF THE SEQR REVIEW OF  
ROSELAND SUBDIVISION, PHASE II**

**PLEASE TAKE NOTICE**, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR: Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

**NAME AND ADDRESS OF LEAD AGENCY**

Town of Lancaster  
21 Central Avenue  
Lancaster, New York 14086  
Richard J. Sherwood, Town Attorney  
716-684-3342

**NATURE, EXTENT AND LOCATION OF ACTION:**

The proposed development is of a parcel involving approximately 25.7 acres.

The location of the premises being reviewed is situate west of Steinfeldt Road, south of Eric Street, continuation of St. Anthony Street and Rose Street, County of Erie, Lancaster, New York.

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK WHO  
MOVED ITS ADOPTION. SECONDED BY  
PLANNING BOARD MEMBER GOBER, TO WIT:

**RESOLVED**, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:  
ROSELAND SUBDIVISION PHASE II  
NEGATIVE DECLARATION**

## REASONS SUPPORTING DETERMINATION

### FINDINGS STATEMENT - PROJECT IMPACTS

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. The proposed action will result in a small to moderate physical change to the project site.
  - The depth to the water table is 0.5' to 1.5' perched.
  - Construction will be in four phases over a four year period.
2. The proposed action will not affect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate impact on surface or ground water quality or quantity.
  - It is noted that a State Pollution Discharge Elimination System (SPDES) General Permit for Discharge from Construction Activities is required during construction.
  - Water usage may exceed 20,000 gallons per day.
6. The proposed action will not alter drainage flow patterns or surface water runoff.
7. The proposed action will not affect air quality.
8. The proposed action may have a small to moderate impact on threatened or endangered species.
  - Pesticide and herbicide will likely be used for lawn care.
9. The proposed action will not substantially affect non-threatened or non-endangered species.
10. The proposed action will not affect agricultural land resources.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or paleontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.
14. The Town of Lancaster has not established a critical environmental area (CEA) pursuant to subdivision 6NYCRR617.14(g), therefore the proposed action will not impact the exceptional or unique characteristics of a critical environmental area (CEA).

15. The proposed action will not affect existing transportation systems.
16. The proposed action will not affect the community's sources of fuel or energy supply.
17. There will not be objectionable odors, noise, or vibration as a result of this proposed action.
18. The proposed action will not affect public health and safety.
19. The proposed action may have a small to moderate impact on the character of the existing community.
  - The development will create a demand for additional school, police and fire services.
  - Employment will be created during construction.
20. There is not, nor is there likely to be, public controversy related to potential adverse environmental impacts.

s/s \_\_\_\_\_

SEAL

Robert H. Giza, Supervisor  
Town of Lancaster

December 3, 2007

and,

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

**BE IT FURTHER**

**RESOLVED**, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and

with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The Notice of Determination was thereupon unanimously adopted.

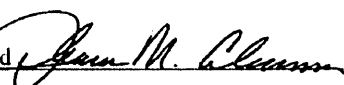
December 3, 2007

**ADJOURNMENT:**

ON MOTION OF PLANNING BOARD CHAIRMAN KEYSA AND  
SECONDED BY COUNCIL MEMBER STEMPNIAK FOR ADJOURNMENT OF THE  
MEETING, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	WAS ABSENT
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES

The meeting was adjourned at 7:06 P.M.

Signed   
Johanna M. Coleman, Town Clerk

# **Town Board Minutes**

**Meeting  
No. 36**

**Regular Meeting**

**December 3, 2007**

# **Town Board Minutes**

December 3, 2007

Meeting No. 36

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 3<sup>rd</sup> day of December 2007 at 8:00 P.M. and there were

**PRESENT:** DANIEL AMATURA, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
GEORGE PEASE, ASSISTANT BUILDING INSPECTOR  
DAVID MARRANO, ASSESSOR  
TERRENCE McCracken, GENERAL CREW CHIEF  
RICHARD REESE JR., HIGHWAY SUPERINTENDENT  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

## **EXECUTIVE SESSION:**

UPON A MOTION DULY MADE BY COUNCIL MEMBER AMATURA, SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing a contractual matter.

At 9:33 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

## **PERSONS ADDRESSING TOWN BOARD:**

**Chowaniec, Lee**, 93 Northwood Drive, spoke to the Town Board on the following matter:

- Department of Environmental Conservation permit for Cross Creek Subdivision

**Lukowski, Donna**, 129 Brunck Road, spoke to the Town Board on the following matter:

- Windsor Ridge South Subdivision

**Fronczak, Mike**, 3 Woodstream, spoke to the Town Board on the following matter:

- snow plowing of his street

**Howell, Gary**, 48 Park Blvd, spoke to the Town Board on the following matter:

- Windsor Ridge South Subdivision and Cross Creek Subdivision

**Sorgi, Peter**, Attorney for developer of Cross Creek Subdivision, spoke to the Town Board on the following matter:

- permits issued by Department of Environmental Conservation for Cross Creek Subdivision

**Schneggenburger, Roy**, 87 Stony Road, spoke to the Town Board on the following matters:

- dumping permit for property at 120 Schlemmer Road
- 2008 Budget
- alleged dumping in Ellicott Creek at Stony Road

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**RESOLVED**, that the minutes of the Regular Meeting of the Town Board held  
November 19, 2007 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on  
roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

File: RMIN (P2)



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, Nicole Gunsher, Program Coordinator for the Youth Bureau in the Town of Lancaster, has requested a maternity leave of absence, without pay, for the period beginning on December 4, 2007 and ending on April 20, 2008, and

**WHEREAS**, the Executive Director of the Youth Bureau, by letter dated November 15, 2007, has recommended the granting of this unpaid leave of absence.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Nicole Gunsher, Program Coordinator for the Youth Bureau, be and is hereby granted an unpaid leave of absence, with no benefits, for the period beginning December 4, 2007 through April 20, 2008.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER AMATURA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, Richard L. Reese, 2659 Wehrle Drive, Williamsville, New York 14221 has applied for a Dumping Permit for property situate at 120 Schlemmer Road, within the Town of Lancaster, pursuant to Chapter 22-8 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Building Inspector and Town Engineer for review and recommendation, and

**WHEREAS**, the Building Inspector and Town Engineer have completed their review and made a formal, favorable recommendation to the Town Board.

**WHEREAS**, the source of the fill will be from Peppermint Road spoils and excess excavated material from National Fuel Gas projects and Transit Road construction

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Richard L. Reese, 2659 Wehrle Drive, Williamsville, New York 14221 be and is hereby authorized to dump and dispose of materials outside permitted sanitary landfills within the Town of Lancaster, namely on premises owned by the applicant at 120 Schlemmer Road, said dumping to be in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk, and

**BE IT FURTHER**

**RESOLVED**, that this permit is conditioned in accordance with the recommendations of the Town Engineer and Building Inspector as follows:

1. Fill shall consist of hard clay, stones or broken concrete. No building demolition material such as wood, asphalt shingles, asbestos tiles, etc. are permitted.
2. The applicant should be aware that if he intends to build on any filled area, the foundation shall be extended to original soil.
3. Access to the site shall be controlled to prevent unauthorized dumping of non-permitted material.
4. Dirt tracked on the road must be cleaned on a daily basis and more often if necessary. The Town of Lancaster Police shall stop operation immediately upon complaint of dirty road. Driveway for hauling fill shall be stoned with #3 or #4 stone for 50' from the edge of Schlemmer Road.
5. Fill area shall be top-soiled and seeded upon completion of filling.
6. Dumping will be allowed between the hours of 7 AM and 8 PM, Monday through Saturday. No dumping shall be allowed on Sunday.
7. Dust from the site shall also be prevented from migrating off site.

**BE IT FURTHER**

**RESOLVED**, that no building permit for the construction of any structure on the SBL premises upon which this dumping permit is issued shall be approved by the Town Building Inspector until such time as the Building Inspector certifies in writing to the Town Board that the conditions enumerated on this resolution have been fully complied with, and

**BE IT FURTHER**

**RESOLVED**, that pursuant to Chapter 22-8(D)(6) of the Code of the Town of Lancaster the permit authorization granted herein expires **December 31, 2007**.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

WHEREAS, the Town Line Volunteer Fire Department, Inc., by letter dated  
November 19, 2007 has requested the addition of members to the roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby  
confirms the additions to the membership of the Town Line Volunteer Fire Department the  
following individuals:

ADDITIONS:

Joshua Lons  
969 Eric Street  
Lancaster, New York

Travis Krieger  
5045 Glenwood Drive  
Williamsville, New York

The question of the adoption of the foregoing resolution was duly put to a vote on roll call  
which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

File: RFIRE (P3)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION. SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, Alfreda Haniszewski, d/b/a Ed Henning, Inc., 911 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 911 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Town Board for review and recommendation, and

**WHEREAS**, the Building Inspector, by letter dated November 28, 2007, has notified the Town Board that he has completed his review and made a formal, favorable recommendation thereto.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Alfreda Haniszewski, d/b/a Ed Henning, Inc., 911 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 911 Ransom Road, Lancaster, New York for the period January 1, 2008 to December 31, 2008 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

FILE: RLICENSE.SAL (P3-4)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUR, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, Anthony Renkas, d/b/a AJ's Auto Parts & Salvage, 955 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 955 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Town Board for review and recommendation, and

**WHEREAS**, the Building Inspector, by letter dated November 28, 2007, has notified the Town Board that he has completed his review and made a formal, favorable recommendation thereto,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Anthony Renkas, d/b/a AJ's Auto Parts & Salvage, 955 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 955 Ransom Road, Lancaster, New York for the period January 1, 2008 to December 31, 2008 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER MONTOUT, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK. TO WIT:

**WHEREAS**, Dennis Haniszewski, d/b/a Ransom Auto Parts Inc., 867 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 867 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Town Board for review and recommendation, and

**WHEREAS**, the Building Inspector, by letter dated November 28, 2007, has notified the Town Board that he has completed his review and made a formal, favorable recommendation thereto,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Dennis Haniszewski, d/b/a Ransom Auto Parts Inc., 867 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 867 Ransom Road, Lancaster, New York for the period January 1, 2008 to December 31, 2008 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUT	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, Lancaster Airport, Inc. received grants from the Federal Aviation Administration to pay 95% of the allowable costs incurred in accomplishing the following projects at Buffalo-Lancaster Airport:

- Construct, Mark and Light a Partial Parallel Taxiway (Western Portion) to Runway 8/26, Including Associated Drainage. FAA Project No. 3-36-0216-15-07

- Acquire Land In Fee Simple Title for the Extension of Runway 8/26. FAA Project No. 3-36-0216-16-07

**WHEREAS**, the New York State Department of Transportation is offering a matching grant to the Federal grants for 50% of the non-Federal share of eligible costs, and

**WHEREAS**, the New York State Department of Transportation, under Section 14h of the State Transportation Law, requires privately owned reliever facilities to obtain local municipal support to receive New York State funding;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster endorses the above described projects for the purpose of making the projects eligible for State funding:

**RESOLVED**, that the adoption of this Resolution shall be solely for the purposes stated herein and in no way binds the Town Board, the Planning Board and/or the Zoning Board of Appeals of the Town of Lancaster to any approvals, permits and/or licenses which may be required by the applicant for future projects or work related to Buffalo-Lancaster Airport;

**RESOLVED**, it has heretofore been determined by the Town Board, under Part 617 of the State Environmental Quality Review Act (SEQR), of the State of New York, that the aforesaid project to Construct, Mark and Light a Partial Parallel Taxiway (Western Portion) to Runway 8/26, Including Associated Drainage, including basic data collection, research and engineering studies, constitutes an Unlisted Action which will not have a significant impact upon the environment. The Supervisor of the Town of Lancaster is hereby authorized to sign and date the State Environmental Quality Review form, as attached herewith;

**RESOLVED**, it has heretofore been determined by the Town Board, under Part 617 of the State Environmental Quality Review Act (SEQR), of the State of New York, that the aforesaid project to Acquire Land In Fee Simple Title for the Extension of Runway 8/26, including basic data collection, research and engineering studies, constitutes a Type II Action which will not have a significant impact upon the environment. The Supervisor of the Town of Lancaster is hereby authorized to sign and date the State Environmental Quality Review form, as attached herewith;

**FURTHER RESOLVED**, that this Resolution shall take effect immediately.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER MONTOUR, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid from  
their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director  
of Administration and Finance, to wit:

Claim No. 11562 to Claim No. 11765 Inclusive

Total amount hereby authorized to be paid: \$1,402,043.62

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPNIK, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

**NEW PERMITS:**

15280	Santoro Signs Inc	0 Transit Rd	Er. Sign-Wall	
15281	Premier Fence Co	58 Gordon Ave	Er. Fence	(V/L)
15282	Zenner & Ritter Inc	31 Stony Brook Dr	Install Generator	
15283	Luderman, Howard Jr	164 Iroquois Ave	Re-Roof House	
15284	Precision Const & Devel	763 Schwartz Rd	Dem. Dwlg.	
15285	Schurkus, Karl	264 Lake Ave	Er. Garage	(V/L)
15286	Hartwig, Kevin	21 Americo Ct	Er. Fence	
15287	The Master Hand	85 Wilma Dr	Inst. Window	(V/L)
15288	Custom Sign Center	4849 Transit Rd	Er. Sign-Wall	
15289	DATO Development	112 Slate Bottom Dr	Refuse Fee For B.P. #14077	
15290	Sun Enterprises	5300 William St	Er. Shed	
15291	Marrano/Marc Equity	3 Pelham Rd	Er. Dwlg.-Sin.	
15292	Maue, Jeffrey	596 Pavement Rd	Er. Shed	
15293	Alvord Construction	63 Didion Rd	Install Generator	
15294	DATO Development	114 Slate Bottom Dr	Refuse Fee For B.P. #14078	
15295	DATO Development	116 Slate Bottom Dr	Refuse Fee For B.P. #14079	
15296	DATO Development	118 Slate Bottom Dr	Refuse Fee For B.P. #14080	
15297	DATO Development	120 Slate Bottom Dr	Refuse Fee For B.P. #14081	
15298	DATO Development	122 Slate Bottom Dr	Refuse Fee For B.P. #14082	

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

**BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIK	VOTED YES
SUPERVISOR GIZA	VOTED YES

December 3, 2007

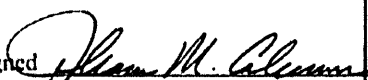
## COMMUNICATIONS & REPORTS:

553. Alfred C. Wilkosz to Town Board -  
Request for reappointment as Deputy Bingo Inspector. DISPOSITION = For Resolution
554. NYS DEC to Town Attorney -  
Notification of lead agency designation regarding Wilson Farms, 6657 Transit Road; conditions and comments noted. DISPOSITION = Planning Committee
555. NYS DOT to Town Attorney -  
Notification of lead agency designation regarding Transit Commons Retail Development, Transit Road north of William Street, south of Como Park Blvd.; comments and concerns noted. DISPOSITION = Planning Committee
556. Town Clerk to Town Board -  
Transmittal of renewal application of Advantage Trucks & Salvage Inc. for 2008 License to Operate a Salvage Yard. DISPOSITION = Resolution 12/3/07
557. NYS DEC to Town Attorney -  
Notification of lead agency designation regarding Transit Commons Retail Development, Transit Road north of William Street, south of Como Park Blvd.; comments noted. DISPOSITION = Planning Committee
558. Erie County Department of Public Works, Division of Highways to Erie County Community Development Review Planner -  
Comments regarding Transit Commons Retail Development, Transit Road north of William Street, south of Como Park Blvd. DISPOSITION = Planning Committee
559. Erie County Division of Sewerage Management to Erie County Community Development Review Planner -  
Comments regarding Transit Commons Retail Development, Transit Road north of William Street, south of Como Park Blvd. DISPOSITION = Planning Committee
560. Daniel E. Rinow to Supervisor -  
Notice of resignation from the Office of Emergency Management. DISPOSITION = Received & Filed
561. Kathy Konst, Erie County Legislator to Supervisor -  
Comments regarding intersection of Central Avenue and Columbia. DISPOSITION = Received & Filed
562. John T. Crinzi to Supervisor, Town Board -  
Request for reappointment as Head Bingo Inspector. DISPOSITION = For Resolution
563. Donald G. Diebel to Supervisor, Town Board, Town Clerk -  
Request for reappointment as Deputy Bingo Inspector. DISPOSITION = For Resolution
564. Edward E. Weremblewski to Town Board -  
Request for reappointment as Deputy Bingo Inspector. DISPOSITION = For Resolution
565. Jeffrey P. Lehrbach to Supervisor -  
Request for reappointment as Chairman of the Zoning Board of Appeals. DISPOSITION = For Resolution
566. Executive Director, Youth Bureau to Supervisor -  
Request resolution to grant Nicole Gunsher leave of absence. DISPOSITION = Resolution 12/3/07
567. NYS DEC to Windsor Ridge Partners, LLC -  
Transmittal of Freshwater Wetlands and Water Quality Certification Permit to proceed with Windsor Ridge South Subdivision. DISPOSITION = Planning Committee
568. Town Clerk to Town Board -  
Transmittal of Special Use Permit application for Heather DeSimone, 34 Ashwood Court. DISPOSITION = Town Attorney

569. Town Attorney to Town Board, Planning Board -  
Notice of SEQR meeting to be held December 3, 2007, 6:30 PM regarding Roseland Subdivision II, Lancaster Airport, and Wilson Farms. DISPOSITION = Received & Filed
570. NYS Office of Real Property Services to Supervisor -  
Update on status of activities by O.R.P.S. regional office regarding Erie County. DISPOSITION = Received & Filed
571. Time Warner Cable to Supervisor -  
Notice of price adjustments for local cable services. DISPOSITION = Received & Filed
572. TVGA Consultants to Supervisor -  
Request consideration to provide engineering service to the town for 2008. DISPOSITION = Received & Filed
573. Parks & Recreation Department to Town Board -  
Notice of "Santa at Westwood" to be held December 9, 2007, 1:00 PM to 3:00 PM. DISPOSITION = Received & Filed
574. Town Clerk to Various News Media -  
Notice of SEQR meeting to be held December 3, 2007, 6:30 PM regarding Roseland Subdivision II, Lancaster Airport, and Wilson Farms. DISPOSITION = Received & Filed
575. Wayne C. Robinson to Town Board -  
Request for reappointment as Deputy Bingo Inspector. DISPOSITION = For Resolution
576. Town Engineer, Building Inspector to Town Board -  
Recommend approval of Dumping Permit for 120 Schlemmer Road. DISPOSITION = Resolution 12/3/07
577. Erie Community College to Supervisor -  
Letter of appreciation for presentation by Office of Emergency Management personnel. DISPOSITION = Received & Filed

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER STEMPNIAK, SECONDED BY COUNCIL MEMBER MONTOUR AND CARRIED**, the meeting was adjourned at 9:33 P.M. in memory of John B. "Jack" MacDonald, Jr.

Signed   
Johanna M. Coleman, Town Clerk